

E-Filed 2/18/2010

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

JOSE R. CARNERO, et al.,

Plaintiffs,

v.

LUKE WEAVER, et al.,

Defendants.

Case Number C 09-1995 JF (PVT)

ORDER DIRECTING THE CLERK
TO RE-SERVE PLAINTIFFS WITH
ORDER OF DECEMBER 18, 2009

On December 18, 2009, the Court issued an order granting Defendants' motions to dismiss the complaint. On January 27, 2010, Defendants filed a proposed judgment of dismissal, noting that Plaintiffs had not filed an amended pleading. On February 8, 2010, Plaintiffs filed opposition to the proposed judgment of dismissal, stating that they never received service of the Court's December 18 Order.

Because it is unclear from the docket whether Plaintiffs were served with the December 18 Order, the Clerk of the Court is directed to re-serve Plaintiffs with the December 18 Order

1 along with the instant order. Plaintiffs shall have thirty (30) days from the date of service to
2 amend their pleading.

3 IT IS SO ORDERED.

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7 Dated: February 18, 2010

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11 JEREMY FOGEL
12 United States District Judge
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Copies of Order served on:

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